

**DONALD W. COOK**, CSB 116666  
ATTORNEY AT LAW  
3435 Wilshire Blvd., Suite 2910  
Los Angeles, CA 90010  
(213) 252-9444; (213) 252-0091 facsimile  
E-mail: manncooklaw@gmail.com

Attorney for Plaintiff

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

CONNIE A. CARDINALE, an  
individual,

Plaintiff,

vs.

XAVIER BECERRA, an individual sued  
in his official capacity only; SCOTT R.  
JONES, an individual sued in his official  
and individual capacities; COUNTY OF  
SACRAMENTO, a governmental entity;  
SACRAMENTO COUNTY SHERIFF'S  
DEPARTMENT, a public entity;  
CLINTON ROBINSON (#305), an  
individual sued in his official and  
individual capacities; and Does 1 through  
20, all sued in their individual capacities,

Defendants.

Case No. 2:20-cv-1325-MCE-  
CKD

**PLAINTIFF'S REQUEST  
FOR ENTRY OF DEFAULT  
AS AGAINST DEFENDANTS  
SCOTT R. JONES, COUNTY  
OF SACRAMENTO,  
SACRAMENTO COUNTY  
SHERIFF'S DEPARTMENT  
AND CLINTON ROBINSON**

TO THE CLERK OF THE COURT:

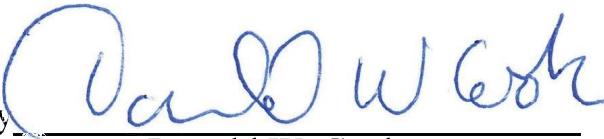
Plaintiff hereby requests that the Clerk enter default as against defendants Scott R. Jones, County of Sacramento, Sacramento County Sheriff's Department and Clinton Robinson ("the County Defendants").

///

1 On July 10, 2020, Plaintiff served her Complaint on the County Defendants. See  
2 ECF 6, 7, 8 & 9, all filed 7/16/2020 and 7/20/2020. The conformed Proofs of Service are  
3 attached hereto as **Exhibit A**. As of this date, the County Defendants have not filed an  
4 Answer to the Complaint. See attached Declaration of Donald W. Cook.

5 DATED: May 10, 2022

6  
7 **DONALD W. COOK**  
Attorney for Plaintiff

8  
9 By   
10 Donald W. Cook

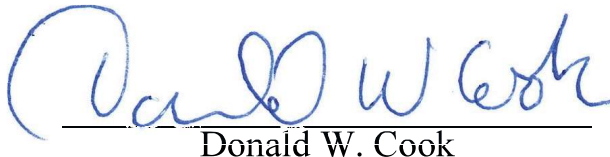
**DECLARATION OF DONALD W. COOK**

I, DONALD W. COOK, declare:

1. I am the attorney representing Plaintiff.

2. As of this date, Plaintiff has never been served with any Answer to the Complaint by any of the County Defendants (Scott R. Jones, County of Sacramento, Sacramento County Sheriff's Department and Clinton Robinson). A review of the Court's docket shows these defendants were all served on July 10, 2020, and the Proofs of Service were filed July 16 and 20, 2020 (ECF 6, 7, 8 & 9).

I declare under penalty of perjury that the foregoing is true and correct. Executed May 10, 2022, at Los Angeles, California.



Donald W. Cook

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)

Donald W. Cook | Case 2:20-cv-01325-MCE-CKD Document 42 Filed 05/10/22 Page 4 of 15  
 Mann & Cook Attor.,  
 3435 Wilshire Blvd Suite 2910 Los Angeles, CA 90010

TELEPHONE NO.: (213) 252-9444 | FAX NO. (213) 252-0091 | E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): PLAINTIFF:

FOR COURT USE ONLY

Reference:

2:20-CV-01325-MCE-CKD

Insert name of Court, and Judicial District and Branch Court:

UNITED STATES DISTRICT COURT - EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION

Plaintiff: CONNIE A. CARDINALE,

Defendant: XAVIER BECERRA, ET AL.,

## PROOF OF SERVICE OF SUMMONS

HEARING DATE:

TIME:

DEPT.:

CASE NUMBER:

2:20-CV-01325-MCE-CKD

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.

2. I served copies of:

- a. ☒ Summons  
 b. ☒ Complaint  
 c. ☐ Alternative Dispute Resolution (ADR) package  
 d. ☐ Civil Case Cover Sheet (served in complex cases only)  
 e. ☐ Cross-complaint  
 f. ☒ other (specify documents): STIPULATION TO ELECT REFERRAL; MAGISTRATE JUDGE CONSENT IN A CIVIL CASES;  
 CONSENT/ DECLINE MAGISTRATE; INITIAL PRETRIAL

3. a. Party served (specify name of party as shown on documents served):

COUNTY OF SACRAMENTO

- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):

DAWLEQICZ GRAZYNA - DEPUTY CLERK/ AUTHORIZED TO ACCEPT

Age: 60

Weight: 125

Hair: BRN

Sex: Female

Height: 5-5

Eyes: BLU

Race: CAUC

4. Address where the party was served: 700 H STREET, # STE 2450  
 SACRAMENTO, CA 95814

5. I served the party (check proper box)

- a. ☒ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): 7/10/2020 (2) at (time): 12:10 PM

- b. ☐ by substituted service. On (date): at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):

- (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
- (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
- (3) ☐ (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
- (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., §415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
- (5) ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.

Page 1 of 2

RESPONDENT: XAVIER BECERRA, ET AL.,

- c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): \_\_\_\_\_ (2) from (city): \_\_\_\_\_
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (Attach completed *Notice and Acknowledgment of Receipt*.) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ **by other means** (specify means of service and authorizing code section): \_\_\_\_\_

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify): \_\_\_\_\_
- c. ☐ as occupant.
- d. ☒ On behalf of (specify): **COUNTY OF SACRAMENTO**  
under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input checked="" type="checkbox"/> 416.50 (public entity)        | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other: _____                                 |

7. **Person who served papers**

- a. Name: **ROMAN DEVON WHITE - Mann & Cook Attorneys**
- b. Address: **3435 Wilshire Blvd Los Angeles, CA 90010**
- c. Telephone number: **(213) 252-9444**
- d. The fee for service was: \$ **50.00**
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ owner ☒ employee ☐ independent contractor.
- (ii) Registration No.: **2019- 41**
- (iii) County: **SACRAMENTO**



8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **7/10/2020**

**Mann & Cook Attorneys**  
**3435 Wilshire Blvd**  
**Los Angeles, CA 90010**  
**(213) 252-9444**  
**www.legaleseattorneyservice.com**

**ROMAN DEVON WHITE**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) <b>Donald W. Cook</b> <span style="color: blue;">Case 2:20-cv-01325-MCE-CKD Document 42 Filed 05/10/22 Page 6 of 15</span> <b>Mann &amp; Cook Atto</b> <b>3435 Wilshire Blvd Suite 2910 Los Angeles, CA 90010</b>  TELEPHONE NO.: (213) 252-9444   FAX NO. (213) 252-0091   E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): PLAINTIFF:				FOR COURT USE ONLY   Reference: <b>2:20-CV-01325-MCE-CKD</b>	
Insert name of Court, and Judicial District and Branch Court: <b>UNITED STATES DISTRICT COURT - EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION</b>					
Plaintiff: <b>CONNIE A. CARDINALE,</b> Defendant: <b>XAVIER BECERRA, ET AL.,</b>					
<b>PROOF OF SERVICE OF SUMMONS</b>		HEARING DATE:	TIME:	DEPT.:	CASE NUMBER: <b>2:20-CV-01325-MCE-CKD</b>

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:
  - a. ☒ Summons
  - b. ☒ Complaint
  - c. ☐ Alternative Dispute Resolution (ADR) package
  - d. ☐ Civil Case Cover Sheet (served in complex cases only)
  - e. ☐ Cross-complaint
  - f. ☒ other (specify documents): **STIPULATION TO ELECT REFERRAL; MAGISTRATE JUDGE CONSENT IN A CIVIL CASES; CONSENT/ DECLINE MAGISTRATE; INTIAL PRETIAL**
3. a. Party served (specify name of party as shown on documents served):  
**SACRAMENTO COUNTY SHERIFF'S DEPARTMENT**
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):  
**PAM OSBORNE - SENIOR OFFICE ASSISTANT/ AUTHORIZED TO ACCEPT**  
 Age: 58      Weight: 140      Hair: BRN      Sex: Female  
 Height: 5-7      Eyes: BRN      Race: CAUC
4. Address where the party was served: **700 H STREET, # STE 2450  
SACRAMENTO, CA 95814**
5. I served the party (check proper box)
  - a. ☒ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **7/10/2020** (2) at (time): **1:22 PM**
  - b. ☐ **by substituted service.** On (date): at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):
    - (1) ☐ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., §415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☐ I attach a **declaration of diligence** stating actions taken first to attempt personal service.



- c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): \_\_\_\_\_ (2) from (city): \_\_\_\_\_
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgement of Receipt.) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ **by other means** (specify means of service and authorizing code section): \_\_\_\_\_

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify): \_\_\_\_\_
- c. ☐ as occupant.
- d. ☒ On behalf of (specify): **SACRAMENTO COUNTY SHERIFF'S DEPARTMENT**  
under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input checked="" type="checkbox"/> 416.50 (public entity)        | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other: _____                                 |

7. Person who served papers

- a. Name: **ROMAN DEVON WHITE - Mann & Cook Attorneys**
- b. Address: **3435 Wilshire Blvd Los Angeles, CA 90010**
- c. Telephone number: **(213) 252-9444**
- d. The fee for service was: \$ 25.00
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ owner ☒ employee ☐ independent contractor.
- (ii) Registration No.: **2019-41**
- (iii) County: **SACRAMENTO**



8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- or


9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **7/10/2020**

**Mann & Cook Attorneys**  
**3435 Wilshire Blvd**  
**Los Angeles, CA 90010**  
**(213) 252-9444**  
**www.legaleseattorneyservice.com**

**ROMAN DEVON WHITE**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)

Donald W. Cook | Case 2:20-cv-01325-MCE-CKD Document 42 Filed 05/10/22 Page 8 of 15  
 Mann & Cook Attorneys  
 3435 Wilshire Blvd Suite 2910 Los Angeles, CA 90010

TELEPHONE NO.: (213) 252-9444 | FAX NO. (213) 252-0091 | E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): PLAINTIFF:

FOR COURT USE ONLY

Reference:

2:20-CV-01325-MCE-CKD

Insert name of Court, and Judicial District and Branch Court:

UNITED STATES DISTRICT COURT - EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION

Plaintiff: CONNIE A. CARDINALE,

Defendant: XAVIER BECERRA, ET AL.,

## PROOF OF SERVICE OF SUMMONS

HEARING DATE:

TIME:

DEPT.:

CASE NUMBER:

2:20-CV-01325-MCE-CKD

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.

2. I served copies of:

- a. ☒ Summons  
 b. ☒ Complaint  
 c. ☐ Alternative Dispute Resolution (ADR) package  
 d. ☐ Civil Case Cover Sheet (served in complex cases only)  
 e. ☐ Cross-complaint  
 f. ☒ other (specify documents): **STIPULATION TO ELECT REFERRAL; MAGISTRATE JUDGE CONSENT IN A CIVIL CASES; CONSENT/ DECLINE MAGISTRATE; INITIAL PRETRIAL**

3. a. Party served (specify name of party as shown on documents served):

**SCOTT R. JONES**

- b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):

4. Address where the party was served: **700 H STREET, # STE 2450  
 SACRAMENTO, CA 95814**

5. I served the party (check proper box)

- a. ☐ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):

- b. ☒ **by substituted service.** On (date): **7/10/2020** at (time): **1:22 PM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):

**PAM OSBORNE - SENIOR OFFICE ASSISTANT/ AUTHORIZED TO ACCEPT**

Age: 58

Weight: 140

Hair: BRN

Sex: Female

Height: 5-7

Eyes: BRN

Race: CAUC

- (1) ☒ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
- (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
- (3) ☐ **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
- (4) ☒ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., §415.20). I mailed the documents on (date): **7/10/2020** from (city): **SACRAMENTO** or ☒ a declaration of mailing is attached.
- (5) ☒ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

Page 1 of 2



- c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): \_\_\_\_\_ (2) from (city): \_\_\_\_\_
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgement of Receipt.) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ **by other means** (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify): \_\_\_\_\_
- c. ☐ as occupant.
- d. ☐ On behalf of (specify): \_\_\_\_\_
- under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other: _____                                 |

7. Person who served papers

- a. Name: **ROMAN DEVON WHITE - Mann & Cook Attorneys**
- b. Address: **3435 Wilshire Blvd Los Angeles, CA 90010**
- c. Telephone number: **(213) 252-9444**
- d. The fee for service was: \$ 25.00
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ owner ☒ employee ☐ independent contractor.
- (ii) Registration No.: **2019- 41**
- (iii) County: **SACRAMENTO**



8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **7/10/2020**

Legalese.  
ATTORNEY SERVICE, INC.

**Mann & Cook Attorneys**  
**3435 Wilshire Blvd**  
**Los Angeles, CA 90010**  
**(213) 252-9444**  
**www.legaleseattorneyservice.com**

**ROMAN DEVON WHITE**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)

Donald W. Cook Case 2:20-cv-01325-MCE-CKD Document 42 Filed 05/10/22 Page 10 of 15  
 Mann & Cook Attor...  
 3435 Wilshire Blvd Suite 2910 Los Angeles, CA 90010

TELEPHONE NO.: (213) 252-9444 | FAX NO. (213) 252-0091 | E-MAIL ADDRESS (Optional): manncook@earthlink.net  
 ATTORNEY FOR (Name): PLAINTIFF:

**UNITED STATES DISTRICT COURT**

STREET ADDRESS: 501 I Street, Room 4-200

MAILING ADDRESS:

CITY AND ZIP CODE: Sacramento, CA 95814

BRANCH NAME: EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION

PLAINTIFF/PETITIONER: CONNIE A. CARDINALE,

DEFENDANT/RESPONDENT: XAVIER BECERRA, ET AL.,

CASE NUMBER:

2:20-CV-01325-MCE-CKD

**DECLARATION OF DILIGENCE**Ref. No. or File No.  
2:20-CV-01325-MCE-CKD

I, ROMAN DEVON WHITE, declare: I am a Registered Process Server and was retained to serve process in the above-referenced matter on the following person or entity: SCOTT R. JONES as follows:

Documents:

Summons; Complaint; STIPULATION TO ELECT REFERRAL; MAGISTRATE JUDGE CONSENT IN A CIVIL CASES; CONSENT/DECLINE MAGISTRATE; INITIAL PRETRIAL;

I attempted personal service on the following dates and times with the following results:

Date	Time	Location	Results
7/7/2020	6:45 PM	Business	The business is closed at this time. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814
7/8/2020	1:50 PM	Business	The subject is not in, and I could not sub serve the documents yet. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814
7/9/2020	9:00 AM	Business	The subject is not in, and I could not sub serve the documents yet. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814
7/10/2020	1:22 PM	Business	Substitute service has been effected upon the subject, by serving a competent member of the business of legal age for acceptance. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814

Fee for Service: \$ 25.00

County: **SACRAMENTO**

Registration No.: 2019- 41

**Legalese Attorney Service, LLC**

705 F Street 1 &amp; 2

Sacramento, CA 95814

(916) 453-2860

www.legaleseattorneyservice.com

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on July 10, 2020.

Signature: \_\_\_\_\_


**ROMAN DEVON WHITE****AFFIDAVIT OF REASONABLE DILIGENCE****Scott R. Jones Proof of Service****ECF 8 filed 7/20/20**



Attorney or Party without Attorney:

Donald W. Cook,  
Mann & Cook Attorneys  
3435 Wilshire Blvd Suite 2910  
Los Angeles, CA 90010  
TELEPHONE No.: (213) 252-9444

E MAIL ADDRESS (Optional): manncook@earthlink.net  
FAX No. (Optional): (213) 252-0091

Attorney for: PLAINTIFF

Ref No. or File No.:

2:20-CV-01325-MCE-CKD

FOR COURT USE ONLY

Case 2:20-cv-01325-MCE-CKD Document 42 Filed 05/10/22 Page 11 of 15

Insert name of Court, and Judicial District and Branch Court:

UNITED STATES DISTRICT COURT - EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION

Plaintiff: CONNIE A. CARDINALE,

Defendant: XAVIER BECERRA, ET AL.,

**PROOF OF SERVICE  
BY MAIL**

HEARING DATE:

TIME:

DEPT.:

CASE NUMBER:

2:20-CV-01325-MCE-CKD

1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
2. I served copies of the Summons; Complaint; STIPULATION TO ELECT REFERRAL; MAGISTRATE JUDGE CONSENT IN A CIVIL CASES; CONSENT/ DECLINE MAGISTRATE; INITIAL PRETRIAL;
3. By placing a true copy thereof enclosed in a sealed envelope, with First Class postage thereon fully prepaid, in the United States Mail at SACRAMENTO, California, addressed as follows:

- a. Date of Mailing: July 10, 2020
- b. Place of Mailing: SACRAMENTO, CA
- c. Addressed as follows: SCOTT R. JONES  
700 H STREET STE 2450  
SACRAMENTO, CA 95814

I am readily familiar with the firm's practice for collection and processing of documents for mailing. Under that practice, it would be deposited within the United States Postal Service, on that same day, with postage thereon fully prepaid at SACRAMENTO, California in the ordinary course of business.

Fee for Service: \$ 25.00

**Legalese Attorney Service, LLC**  
705 F Street  
Sacramento, CA 95814  
(916) 453-2860  
[www.legaleseattorneyservice.com](http://www.legaleseattorneyservice.com)

I declare under penalty of perjury under the laws of the State of California that the foregoing information contained in the return of service and statement of service fees is true and correct and that this declaration was executed on July 10, 2020.

Signature:



CHASTITY V. MEYERS

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)

Donald W. Cook  
Mann & Cook Attor  
3435 Wilshire Blvd Suite 2910 Los Angeles, CA 90010

TELEPHONE NO.: (213) 252-9444 | FAX NO. (213) 252-0091 | E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): PLAINTIFF:

FOR COURT USE ONLY

Case 2:20-cv-01325-MCE-CKD Document 42 Filed 05/10/22 Page 12 of 15

Reference:

2:20-CV-01325-MCE-CKD

Insert name of Court, and Judicial District and Branch Court:

UNITED STATES DISTRICT COURT - EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION

Plaintiff: CONNIE A. CARDINALE,

Defendant: XAVIER BECERRA, ET AL.,

## PROOF OF SERVICE OF SUMMONS

HEARING DATE:

TIME:

DEPT.:

CASE NUMBER:

2:20-CV-01325-MCE-CKD

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.

2. I served copies of:

- a. ☒ Summons  
 b. ☒ Complaint  
 c. ☐ Alternative Dispute Resolution (ADR) package  
 d. ☐ Civil Case Cover Sheet (served in complex cases only)  
 e. ☐ Cross-complaint  
 f. ☒ other (specify documents): STIPULATION TO ELECT REFERRAL; MAGISTRATE JUDGE CONSENT IN A CIVIL CASES; CONSENT/ DECLINE MAGISTRATE; INTIAL PRETRIAL

3. a. Party served (specify name of party as shown on documents served):

CLINTON ROBINSON (#305)

- b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):

4. Address where the party was served: **700 H STREET, # STE 2450  
SACRAMENTO, CA 95814**

5. I served the party (check proper box)

- a. ☐ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):

- b. ☒ **by substituted service.** On (date): **7/10/2020** at (time): **1:22 PM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):

**PAM OSBORNE - SENIOR OFFICE ASSISTANT/ AUTHORIZED TO ACCEPT**

Age: 58

Weight: 140

Hair: BRN

Sex: Female

Height: 5-7

Eyes: BRN

Race: CAUC

- (1) ☒ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him of her of the general nature of the papers.
- (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
- (3) ☐ **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him of her of the general nature of the papers.
- (4) ☒ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., §415.20). I mailed the documents on (date): **7/10/2020** from (city): **SACRAMENTO** or ☒ a declaration of mailing is attached.
- (5) ☒ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

Page 1 of 2

- c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): \_\_\_\_\_ (2) from (city): \_\_\_\_\_
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (Attach completed *Notice and Acknowledgment of Receipt*.) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ **by other means** (specify means of service and authorizing code section): \_\_\_\_\_

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify): \_\_\_\_\_
- c. ☐ as occupant.
- d. ☐ On behalf of (specify): \_\_\_\_\_

under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other: _____                                 |

7. **Person who served papers**

- a. Name: **ROMAN DEVON WHITE - Mann & Cook Attorneys**
- b. Address: **3435 Wilshire Blvd Los Angeles, CA 90010**
- c. Telephone number: **(213) 252-9444**
- d. The fee for service was: **\$ 25.00**
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ owner ☒ employee ☐ independent contractor.
- (ii) Registration No.: **2019- 41**
- (iii) County: **SACRAMENTO**



8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **7/10/2020**

**Mann & Cook Attorneys**  
**3435 Wilshire Blvd**  
**Los Angeles, CA 90010**  
**(213) 252-9444**  
**www.legaleseattorneyservice.com**

**ROMAN DEVON WHITE**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) <b>Donald W. Cook</b> Case 2:20-cv-01325-MCE-CKD Document 42 Filed 05/10/22 Page 14 of 15 <b>Mann &amp; Cook Attor</b> 3435 Wilshire Blvd Suite 2910 Los Angeles, CA 90010 TELEPHONE NO.: (213) 252-9444   FAX NO.: (213) 252-0091   E-MAIL ADDRESS (Optional): manncook@earthlink.net ATTORNEY FOR (Name): PLAINTIFF:		FOR COURT USE ONLY
<b>UNITED STATES DISTRICT COURT</b> STREET ADDRESS: 501 I Street, Room 4-200 MAILING ADDRESS: CITY AND ZIP CODE: Sacramento, CA 95814 BRANCH NAME: EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION		
PLAINTIFF/PETITIONER: CONNIE A. CARDINALE, DEFENDANT/RESPONDENT: XAVIER BECERRA, ET AL.,		CASE NUMBER: 2:20-CV-01325-MCE-CKD
<b>DECLARATION OF DILIGENCE</b>		Ref. No. or File No. 2:20-CV-01325-MCE-CKD

I, ROMAN DEVON WHITE, declare: I am a Registered Process Server and was retained to serve process in the above-referenced matter on the following person or entity: CLINTON ROBINSON (#305) as follows:

Documents:

**Summons; Complaint; STIPULATION TO ELECT REFERRAL; MAGISTRATE JUDGE CONSENT IN A CIVIL CASES; CONSENT/ DECLINE MAGISTRATE; INTIAL PRETIAL;**

I attempted personal service on the following dates and times with the following results:

Date	Time	Location	Results
7/7/2020	6:45 PM	Business	The business is closed at this time. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814
7/8/2020	1:50 PM	Business	The subject is not in, and I could not sub serve the documents yet. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814
7/9/2020	9:00 AM	Business	The subject is not in, and I could not sub serve the documents yet. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814
7/10/2020	1:22 PM	Business	Substitute service has been effected upon the subject, by serving a competent member of the business of legal age for acceptance. 700 H STREET, # STE 2450 SACRAMENTO, CA 95814

Fee for Service: \$ 25.00

County: **SACRAMENTO**

Registration No.: 2019- 41

**Legalese Attorney Service, LLC**

705 F Street 1 & 2

Sacramento, CA 95814

(916) 453-2860

www.legaleseattorneyservice.com

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on July 10, 2020.

Signature: 

**ROMAN DEVON WHITE**

E-MAIL ADDRESS (Optional): manncook@earthlink.net  
Phone (Optional): (213) 252-0091

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- Order#: P15339111a1b00a